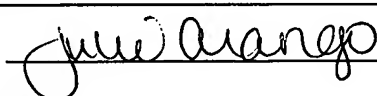



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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional) IMMR-0099C	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>02/06/2008</u> Signature <u></u> Typed or printed Name <u>Julie Arango</u>	Application Number 10/615,986	Filed 07/10/2003	
	First Named Inventor Louis B. Rosenberg		
	Art Unit 2629	Examiner Abdulselam, Abbas I.	
<p>Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.</p> <p>This request is being filed with a notice of appeal.</p> <p>The review is requested for the reason(s) stated on the attached sheet(s). Note: No more than five (5) pages may be provided.</p> <div><div><p>I am the</p><p><input type="checkbox"/> applicant/inventor.</p><p><input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</p><p><input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>38,745</u></p><p><input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number _____</p></div><div><p><u></u> Signature</p><p><u>Khaled Shami</u> Typed or printed name</p><p><u>408-292-5800</u> Telephone number</p><p><u>02/06/2008</u> Date</p></div></div>			
<input checked="" type="checkbox"/> *Total of <u>1</u> forms are submitted.			

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT
Serial No. 10/615,986
Atty. Docket No. IMMR-0099C (034701-433)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Louis B. Rosenberg et al. CONFIRMATION NO.: 1236
SERIAL NO.: 10/615,986
FILING DATE: 07/10/2003
TITLE: HAPTIC FEEDBACK FOR TOUCHPADS AND OTHER TOUCH
CONTROLS
EXAMINER: Abdulselam, Abbas I.
ART UNIT: 2629

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450, on the date printed below:

Date: 02/06/2008

Name: _____

Julie Arango
Julie Arango

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRE-APPEAL BRIEF REQUEST FOR REVIEW

Sir:

Applicant respectfully requests a formal review of the legal and factual basis of the rejections in the above referenced application in view of the following remarks:

Claim 65 recites a touch screen and a piezoelectric actuator directly coupled to the touch screen. The Office Action acknowledges that Fujita does not disclose such direct coupling, between touch panel 3 and driving portion 5 (the alleged actuator) of Fujita. The Office Action therefore points to Kwon for the missing direct coupling. However, Kwon does not show direct coupling between a touch screen and an actuator. In fact no actuator whatsoever is disclosed in Kwon. The device in Kwon is designed to sense user input on a touch panel, not to provide tactile (or haptic) feedback to the user. Since no tactile feedback is generated, there is no need for an actuator. The driving circuit of Kwon is just that—a circuit. It is not an actuator and, in any case, its resistors 3,4 are depicted in electrical schematic form only, from which direct

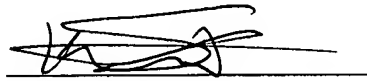
coupling cannot be adduced. Accordingly, Kwon does not remedy the failure of Fujita to disclose direct coupling between a touch screen and an actuator and the obviousness rejection of claim 65, and the remaining dependent claims, based on these two references is improper and should be withdrawn.

Please charge any additional required fees, or credit any overpayment to our deposit account no. 50-1698.

Respectfully submitted,

THELEN REID BROWN RAYSMAN & STEINER LLP

Dated: 02/06/2008


Khaled Shami
Reg. No. 38,745

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